ग्राम विकास विभागासाठी कंत्राटदारांचे
<u>स्वतंत्र पंजीकरण करणेबाबत.</u>

महाराष्ट्र शासन
ग्राम विकास व जलसंधारण विभाग,
शासन निर्णय क्र.ग्रासयो२००७/प्र.क्र.१/यो.९
मंत्रालय, मुंबई - ४०० ०३२
दिनांक : २० एप्रिल, २००७

प्रस्तावना : सन १९६२ मध्ये जिल्हा परिषदांची निर्मिती झाली. तेव्हा पासून जिल्हा परिषदेमार्फत ग्रामीण भागातील विविध विकास कामे राबविले जातात. त्यामध्ये बांधकाम, लघुसिंचन व ग्रामीण पाणी पुरवठा विभागांचा समावेश आहे. या विभागामार्फत रस्ते, इमारती, पाणी पुरवठा योजना, पाझर तलाव, केटी वेअर्स, रोजगार हमीची कामे केंद्र पुरस्कृत योजनांतर्गत इ. लहान मोठी विविध कामे केली जातात. गेल्या पाच वर्षात प्रधानमंत्री ग्राम सडक योजनेअंतर्गत फार मोठया किंमतीचे प्रकल्प सुध्दा जिल्हा परिषदेमार्फतच कार्यान्वयीत होत आहेत. जिल्हयाचे ठिकाणी जिल्हा परिषद प्रशासकिय इमारती तर तालुक्याचे ठिकाणी पंचायत समिती इमारतींचे बांधकाम त्याच बरोबर आमदार / खासदार फंडामधून तसेच इतर खात्याची मूळ बांधकामे, देखभाल व दुरुस्तीची कामे सुध्दा जिल्हा परिषद यशस्वीपणे करत आहे. जिल्हा परिषदेकडील विविध विकास कामे सर्वसाधारणपणे महाराष्ट्र जिल्हा परिषद व पंचायत समिती लेखा संहिता १९६८ मधील विविध तरतुदींशी अधीन राहून पार पाडले जातात. मात्र या लेखा संहितेत जिल्हा परिषदांमध्ये कंत्राटदाराचे स्वतंत्र पंजीकरण करण्याची तरतूद नाही. ही कामे सार्वजनिक बांधकाम विभागाकडे किंवा इतर प्राधिकरणाकडे पंजीकृत झालेल्या कंत्राटदाराकडून करुन घ्यावे लागतात. सर्वसाधारणपणे कंत्राटदाराची नोंदणी सार्वजनिक बांधकाम विभागामार्फत झालेली असल्यामुळे हे कंत्राटदार जिल्हा परिषदेला महत्व देत नाहीत. म्हणून जिल्हा परिषदेकडील बरचशी कामे रेंगाळत असतांना किंवा त्याची गुणवत्ता काही प्रमाणात कमी असल्याची तक्रार जनमानसाकडून होतांना दिसते. या कंत्राटदारावर जिल्हा परिषदेचा अंकुश नसतो. त्यामुळे वरील परिस्थितीला तोंड द्यावे लागते. म्हणून जिल्हा परिषदा स्वत:च्या पायावर सक्षमपणे उभ्या राहाव्यात, त्याच बरोबर जिल्हा परिषदेसाठी कंत्राटदाराचा स्वतंत्र वर्ग निर्माण व्हावा व त्यांचे वर जिल्हा परिषदेचा वचक रहावा यासाठी ग्राम विकास विभागाअंतर्गत कंत्राटदाराचें स्वतंत्र असे पंजीकरण होणे ही काळाची गरज आहे. सद्यस्थितीत एमआयडीसी, एमएसईबी, एमएसआरडीसी, सिंचन महामंडळे इ. साठी त्यांचे स्वत: ची स्वतंत्र अशी कंत्राटदाराची पंजीकरण करण्याची व्यवस्था आहे. याच धर्तीवर ग्राम विकास व जलसंधारण विभागांतर्गत सुध्दा अशा कंत्राटदारांचे पंजीकरण करण्याचा प्रस्ताव शासनाच्या विचाराधीन होता.

शासन निर्णय : ग्राम विकास व जलसंधारण विभागांतर्गत त्रिस्तरीय पंचायती राज संस्थांच्या अखत्यारितील विकास कामे पार पाडण्यासाठी कंत्राटदारांना ग्राम विकास व जलसंधारण विभागांतर्गत पंजीकरण अनिवार्य करण्यात येत आहे. या विभागांतर्गत कंत्राटदारांची वर्गवारी खालीलप्रमाणे राहील.

अ.क्र.	कंत्राटदाराची वर्गवारी	काम करण्याची आर्थिक क्षमता	नोंदणी प्राधिकारी - स्तर
१	वर्ग १ (अ ब क)	रु. १५ कोटी व त्यापेक्षा जास्त	शासन स्तर
२	वर्ग २	रु. ७.५ कोटी	शासन स्तर
३	वर्ग ३	रु. ३.०० कोटी	शासन स्तर
४	वर्ग ४	रु. १.५० कोटी	शासन स्तर
५	वर्ग ४ अ	रु. ९९ लक्ष	मु.का.अ.जि.प.
६	वर्ग ५	रु. ५० लक्ष	मु.का.अ.जि.प.
७	वर्ग ६	रु. १५ लक्ष	का.अ.(बां.)जि.प.
८	वर्ग ७	रु. ७.५ लक्ष	का.अ.(बां.)जि.प.
९	वर्ग ८	रु. ३.०० लक्ष	का.अ.(बां.)जि.प.
१०	वर्ग ९	रु. २.०० लक्ष	का.अ.(बां.)जि.प.

<u>विद्युत कंत्राटदार</u>

अ.क्र.	कंत्राटदाराची वर्गवारी	काम करण्याची आर्थिक क्षमता	नोंदणी प्राधिकारी - स्तर
१	वर्ग अ	अमर्याद	मु.का.अ.जि.प.
२	वर्ग ब	रु. २५ लक्ष	मु.का.अ.जि.प.
३	वर्ग क	रु.१० लक्ष	का.अ.(बां.)जि.प.
४	वर्ग ड	रु. ७.५ लक्ष	का.अ.(बां.)जि.प.
५	वर्ग इ	रु. २.०० लक्ष	का.अ.(बां.)जि.प.

उपरोक्त वर्गवारीनुसार कंत्राटदारांच्या पंजीकरणासाठीच्या नियमांचे या शासन निर्णयाच्या परिशिष्ट १ मध्ये सविस्तर विवेचन करण्यात आले आहे. परिशिष्ट १ मध्ये नमूद केल्याप्रमाणेच कंत्राटदारांच्या पंजीकरणाची संपूर्ण प्रक्रिया पार पडेल.

या शासन निर्णयाच्या परिशिष्ट १ मध्ये नमूद केल्याप्रमाणे पंजीकरण केलेल्या कंत्राटदारामार्फतच जिल्हा परिषदांतर्गत विकास कामे करण्यात यावीत. तथापि, शासन निर्णय क्र. झेडपीए२००४/प्र.क्र.१८/वित्त-९ (३३), दि. ३० जून, २००४ मध्ये नमूद केल्याप्रमाणे रु. ३००००/- पर्यंत उत्पन्न असणाऱ्या ग्रामपंचायतींना त्या ग्रामपंचायतीच्या हद्दीतील रु. ५०००००/- पर्यंत किंमतीची कामे तसेच रु. ३०००१/- च्या पुढे उत्पन्न असणाऱ्या ग्रामपंचायतींना रु. १००००००/- पर्यंत किंमतीची कामे प्राधान्याने देण्यात यावीत.

सदर शासन निर्णय महाराष्ट्र शासनाच्या www.maharashtra.gov.in या वेबसाईटवर उपलब्ध करण्यात आला असून त्याचा संगणक संकेतांक २००७०४२०११४५१४००१ असा आहे.

महाराष्ट्राचे राज्यपाल यांचे आदेशानुसार व नांवाने,

(मो. प्र. कुलकर्णी)
उप सचिव, महाराष्ट्र शासन

प्रत,

१. विभागीय आयुक्त, विभागीय आयुक्त कार्यालय (सर्व)
२. अध्यक्ष, जिल्हा परिषद, (सर्व)
३. मुख्य कार्यकारी अधिकारी, जिल्हा परिषद, (सर्व)
४. कार्यकारी अभियंता (बां.), जिल्हा परिषद, (सर्व)
५. मुख्य लेखा व वित्त अधिकारी, जिल्हा परिषद (सर्व)
६. मुख्य लेखा परिक्षक, स्थानिक निधी लेखा, मुंबई
७. उप मुख्य लेखा परिक्षक स्थानिक निधी लेखा, (वरिष्ठ) (सर्व)
८. महालेखाकार, महाराष्ट्र (लेखा परिक्षा), मुंबई.
९. महालेखाकार, महाराष्ट्र (लेखा परिक्षा), नागपूर.
१०. सर्व उप सचिव, ग्राम विकास व जलसंधारण विभाग, मंत्रालय, मुंबई.
११. सर्व कार्यासन अधिकारी,ग्राम विकास व जलसंधारण विभाग, मंत्रालय, मुंबई.
१२. निवड नस्ती कार्यासन क्र. योजना-९,ग्राम विकास व जलसंधारण विभाग, मंत्रालय, मुंबई.

ACCOMPANIMENT TO THE GOVERNMENT RESOLUTION, RURAL DEVELOPMENT AND WATER CONSERVATION DEPARTMENT GOVERNMENT RESOLUTION NO. PMGSY-2007/CR 01/ YOJNA-9..

APPENDIX-I

Rules for Registration of contractors

1. The contractors shall be classified according to their financial status and technical capability. The classification, solvency, registration fees, annual turnover and cost of works in hand and officer competent to sanction the registration/ renewal of registration / Up-gradation are shown in the following table.

Class	Minimum solvency (Rs. In lakhs)	Capable of executing the work estimate to cost upto (Rs. In lakhs)	Average Annual turnover (Rs. In lakhs)	Cost of work in hand (Rs. In lakhs)	Registration Fee in Rs.	Registration sanctioning Authority	Registration Authority/ Office.
1.	2.	3.	4.	5.	6.	7.	8.

(A) General Works

I	150	Without limit	300	450	7500	Secretary to Govt. R.D&W.C.	Ex. Engr. (Works)Z.P.
II	75	750	200	300	4500	-do-	-do-
III	30	300	90	150	3000	CEO,Z.P.	-do-
IV	15	150	60	80	1500	-do-	-do-
IV-A	9	90	40	60	1500	-do-	-do-
V	5	50	25	30	750	-do-	-do-
VI	2	15	7050	10	750	Ex. Engr. (Works) Z.P.	Ex. Engr. (Works)Z.P.
VII	1	7	1.50	3.00	600	-do-	-do-
VIII	0.50	3	1.50	1.50	400	-do-	-do-
IX	0.25	2	0.50	1	400	-do-	-do-

Electrical Works

A	8	Without limit	20	40	2000	CE(Elec), PWD	Ex. Engr. PWD
B	4	25	10	30	1500	-do-	-do-
C	3	10	6	15	600	SE of Elec. Circle, PWD.	-do-
D	1.50	7.50	3	8	400	-do-	-do-
E	0.50	2.00	1.00	1.75	300	EE of Elec. Dns. PWD	-do-

1. (a) For Registration of Contractors from other States all the documents and certificates of work done, solv ency certificate etc. shall be sent confidentially to the concerned department of the other state for verification and certification and poposed shall be forwarded to Registration Sanctioning Authority after getting confirmation report.

2. No contractor may be registered or his registration renewed/ up-graded unless he has a registered office in the State of Maharashra and without full inquiry as to his stability in regard to-

   (a) Financial status supported by a certificate of solvency obtained from the Collector of the District/S.D.O. of concerned district or a Banker's Solvency Certificate. Banker's Solvency Certificate should be obtained in the following form:

   "This is to certify that to the best of our knowledge and information M/s / Shtri....
   .... A customer of our bank is respectable and can be treated as good for any engagement up to limit of Rs. (Rs. In words)

   This Certificate is issued without any guarantee or responsibility on the Bank or any of its officer".

   (i) A solvency certificate shall not be accepted for the purpose of registration more than twelve months after the date on which it was granted

   (ii) A Bankers certificate which brings out the financial soundness of the contractor of the extent required for relevant category shall be accepted.

   (iii) A solvency certificate in the name of the firm need not b insisted upon if such a certificate for the required amount in the

name of one or more partners, is forth coming and it is made clear in the partnership deed that all the partners are jointly and severally responsible to meet all liabilities over and above the business of firm.

iv) A solvency Certificate issued by the Revenue Department and produced by the contractor from outside Maharashtra State can be accepted for the above purpose. However, solvency certificate issued by a Bank from a Branch of a Scheduled Bank located in Maharashtra only shall be accepted.

iv) A solvency Certificate issued by the Revenue Department and produced by the contractor from outside Maharashtra State can be accepted for the above purpose. However, solvency certificate issued by the Bank from a Branch of a Scheduled Bank located in Maharashra only shall be accepted.

(v) The contractor shall produce Sales Tax Registration Certificate in Form II, Rule 4(1) as provided by Maharashtra State Sales Tax Act (Maharashtra Act No. XXVI of 1989. The Maharashtra Sales Tax on transfer of property in goods involved in execution of Works Contract (Reenacted) Act 19889) from the Sales Tax Department of Maharshtra State.

(b) Professional capacity and reliability supported by certificates or recommendations of officers who have had personal knowledge of the applicant and his work.

The concerned officers should ask the contractors to produce the list of works together with the information in the proforma given below, supported by the original or attested copies of certificates from the concerned departmental authorities in respect of works carried out and works in progress in proforma along with performance certificate.

SR	Name of work	Amount of work put to tender	Date and year of commen cement	Amount spent during each of last 5 years (Preceding year of application	Amount of work still remaining to be executed.	Remarl

Department or Organisation to opine about (i) Contractor's / Organisation of work and Resources (ii) Quality / performance of contractor.

Note :- If any Organisation want to communicate specific remarks about works, they may do so by sending report through next higher officer to the registering authority.

(i) The experience gained by an individual partner in the execution of works in the past may be taken into consideration while deciding the

category of contractors if the partner concerned has to his credit execution of such works by virtues of monetary share and other interest. Experience gained merely as a servant will not count as proof of the capability of the firm as a whole.

(j) The officers concerned shall ensure that the contractors have the required experience and that they have undertaken/ executed works of sufficient magnitude justifying their competency to take up the works in the class in which they seek enrolment. If the criteria given in rule (1) above is not fulfilled, in any particular deserving case, such case may be sanctioned on merits, explaining the reasons why the case deserves special considerations. Such special consideration would be for example only one large work completed but it is several times larger than required limit, work in hand failing short but turnover is very much larger than required, acquisition of large and specialized machinery. All the facts taken together should convey that the contractor is really capable of doing works of the required size in the particular class i.e. In case contractor fulfills all the conditions except one, should be considered by the officer competent to sanction the registration

(k) The contractor's registration in Government/ Semi-Government's Organisations such as Public Works Department/ Railways/ Port Trust/ Bombay Municipal Corporation/ Central Public Works Department/ Military Engineering Services/ City and Industrial Development Corporation etc. and type of work he is doing in those organization should also be taken into consideration while granting registration in any particular category.

(l) The cost of works in hand should be taken as total estimated cost of works in hand. Emphasis should be more on the average annual turnover of the last 3 years.

(m) In case of private works executed by the contractor, while working out annual turnover and value of works in hand 100% of the estimated cost of these private works should be considered if supported by the contract cost in Income tax clearance certificate.

(n) In case of works pertaining to registered co-operative Institutions executed by the contractor, while working out annual turnover and value of work in hand 100% of the estimated cost of these works should be considered if certified by the Licensed Architect for value of works done in hand and the annual turnover by the Chartered Accountant or Registered Income Tax Practitioner in prescribed proforma.

3. <u>Registration :</u>

(a) For registration, the contractor shall submit an application in the form given in annexture 'A' to the registration authority. The application shall be accompanied by necessary documents referred

to in Rule 2(a) and (b) above. In addition, the contractor shll produce the following documents along with his following application.

i. Upto-date income tax clearance certificate.
ii. List of technical personnel employed by the contractors with their qualifications and experience. The minimum inputs by contractor as far as technical personnel to the engaged by the contractor will be as follows

(I) General Works :

Class-I and Class-II

Two graduates in Civil Engineering or equivalent four Diploma holders in Civil Engineering and six Civil Engineering assistants trained in I.T.I. or equivalent minimum 50% of the staff in each category should have minimum experience of 5 Class-III and Class-IV

One Graduate in Civil Engineering or equivalent, one Diploma holder in Civil Engineering and two Civil Engineering assistants trained in I.T.I. Class-IV, A & Class V

One Diploma holder in Civil Engineering and one Civil Engineering assistant trained in I,T,I. Or its equivalent course.

(II) Electrical Works :

Class-A & Class-B : (Electrical Contractors.

One Bachelor of Engineering (Electrical) or equivalent Diploma in Electrical Engineering and two Supervisors holding competency certificate issued by the Stage Government.

At the State of initial registration, contractors who desired to he registered in Class-I to Class-V shall employ qualified engineers domiciled in Maharashtra who have passed their Diploma/ Degree in Engineering within a period of 3 months from their registration as mentioned in the para 3.a(ii) above. And

produce the proof of appointment by way of valid Professional Tax Registration Certificate in the Form PT/R/... Under Section (1) of Section 5 of Maharashtra State Tax on Profession, Trade, Callings & Employment Act 1975, Rule 3(2) for Employees including technical personnel from the Profession Tax. Officer of the concerned District in Maharashtra. If they fail to produce the certificate to that effect they should not be allowed to tender for the future work.

(iii) List of machinery owned by contractor with its present condition and location.

This should be insisted for registration in Class-II and above. The contractor should have at least one of the following three groups of machineries in good condition. This is not required for electrical contractors.

GROUP-I :

Two trucks/ tipper/ tractor trolley unit, one concrete mixer, one vibrator, two 5 H.P. pumps at the time of registration.

OR

Group II:

One each mover unit capable of executing 2000 Cub. Mt. Of earth work per day and six tippers/ trucks or trollies, one Excavator or loader, one 8 to 10 tonnes DRR, Vibratory roller one water tanker, one air compressor and one concrete mixer at the time of registration.

Group-III:

Four Trucks, Tipper water tanker, D.R.R. Vibratory Roller, asphalt mixers, boilers, hot mix plant, paver finisher etc. at the time of registration

(iv) Attested copy of partnership deed of the firm in case of partnership firm

(v) Attested copy of power of attorney in case of companies of partnership firms.

(vi) Attested copy of valid electrical licenses issued under Indian Electricity Rules, 1956 as amended from time to time (this will be applicable to the registration in case of electrical contractors only).

(vii) " The Sales Tax Certificate as required by para 8 (i) of Maharashtra Act-XXVI 1989 (Maharashtra Sales Tax of transfer of property in goods involved in execution of works contract re-enacted / Act 1989).

(b) The registration sanctioning authority should preserve all the above documents produced by the contractor and those should not be returned to the contractor under any circumstance.

(c) The contractor applying for registration shall pay 50% of the registration fees as application fees, which will be nn-refundable, along with his application form for the class in which he intends to get himself registered. If his application is accepted, he shall pay the remaining 50% registration fees. The registration fees so received shall be credited to the head "0059-Public works-other receipts". If as a result of the scrutiny of application a particular contractor is not found suitable for the class of which he has applied for registration, the concerned authority after receipt of written consent from the contractor may reconsider his application for registration for a lower class in which case a separate application or application fee will not be required. In such cases, the registration fee applicable to the class of registration granted shall only be recovered from the contractor

(d) When registration is to be effected at the Superintending Engineer/Chief Engineer/Mantralaya level, application for registration shall be sent by the EE directly to Registration Sanctioning Authority, as it would not be feasible to entertain applications initially in the office of the Superintending Engineer/Chief Engineer/ Mantralaya.

(e) In order to avoid delay in registration, the Executive Engineer shall fix a day in the week on which he will personally examine the applications and if the applications do not contain complete information, call the applicants and explain to them what is required and return the application for resubmission. The applications received for registration should be processed and finalized by the registering authority as well as the registration sanctioning authority within a period of 30 days each. Where the case is beyond the competence of any authority the same should be forwarded to the concerned authority with necessary documents and remarks within a period of 15 days. In any case, registration cases should be finalized within a total period of three months.

(f) Any Executive Engineer of a territorial Public Works Division in any district may process the cases of registration of contractors directly to the Superintending Engineer or Chief Engineer or Mantralaya under whose control he works in order to avoid delays.

(g) Initial registration will be valid for a period of 3 years from the date of order of sanctioning the registration unless there are adverse circumstances.

(h) Every change in partners and leading technical employees or disposal of machinery or change in name of machinery should be intimated by the contractors to the registering authority forthwith.

(i) The partnership deed executed in Maharashtra and in other States in India can be accepted for the purpose of registration.

(j) The application for registration should be considered only if the contractor has carried out/ is carrying out at least two sizable works where the value of work done in each case is not less than the maximum limit of the category two stages below the category for which he has applied (e.g. category-III or registration in category-I and so only). The weightage to be given for works carried out for private persons/ bodies shall be 100% of the value of work as certified by the Chartered Accountants or Registered Income Tax Practitioner.

4. If any of the contractors who apply for registration in Class-I or Class-II are specialized for general works and Class 'A' for electrical works in one or more distinct types of works mentioned below the facts should be brought to the notice of Government, while forwarding registration cases, for making a note against their names in register of approved contractors.

I. General Works;

(i) General Engineering (which includes building and other works which do not require specification).

(ii) Water supply (including construction of water purification plants).
(iii) Drainage and sewage disposal.(iv) Pile foundations.
(v) Major Bridges and Canal structures.
(vi) Tunneling.
(vii) Earthen and concrete dams.
(viii) Road Engineering & Hot Mix Bitumen treatment.

II. Electircal Works:

(i) Air-conditioning
(ii) Fire-fighting.
(iii) Lift and escalators.

Such specialization shall be treated as an additional qualification.

5. UPGRADATION:

(a) The contractors who desire up-gradation to higher class should submit their applications in the same form which is used for initial registration along with fresh solvency certificate and all other documents as mentioned in rule 3(a) above through registering authority and pay fresh registration fee as per rule 3(c) above. The registering authority should submit these proposals directly to the Registration Sanctioning Authority

(b) Up gradation from one class to another should be made on merits by the authority competent to do so taking into account the cost of works

in hand and the annual average turnover, technical personnel as per the requirements for initial registration.

(c) Subsequent to the registration in a particular category, application for up gradation to the higher category should be considered only if the contractor has carried out at lease one sizable work of this Government or of Semi-Government bodies, such as MHADA, MSEB, MIDC, CIDCO etc. or local bodies, registered co-operatives or public limited companies where the value of each work is more than the maximum limit of the lower category in which the contractor is seeking registration.

(d) The contractor's up gradation to higher category should not be normally considered within first two years of his registration. The contractor should prove his capacity by executing sizable works as mentioned above in his existing category during this period before applying for up gradation. However, the registering authority after considering the merit of individual case may consider relaxation of the limit of 2 years in deserving cases if all other criterial are satisfied.

(e) Up gradation given on merit as above will be valid for a period of 5 years from date of order of sanctioning the up gradation unless there are adverse circumstances.

(f) The application for up gradation should be processed and finalized as quickly as possible as laid down in rule 3(f) above.

6. While applying for renewal of registration for Class-I to V, the contractor should satisfy the registering authority that he has continuously employed such Engineer as prescribed in Rule 3 since he is registered in that category.

7. (a)

(i) The retired engineers of the resigned engineers from Government of Maharashtra or any Maharashtra Government Undertaking/ Board of the categories of Executive Engineer and above shall be eligible for granting direct registration in Class V while the engineers at lower level will be enrolled in Class VI of the revised category of works as well as in Class C and D category of Electrical works respectively. This concession may however, not be granted to persons who were compulsorily retired by way of punishment and with unsatisfactory record of service.

(ii) The resigned engineers of State Government (Junior Engineers and above) may be given registration only in Class VII if they resign with less than five years experience.

(iii) Intending engineers will have to fulfill the conditions of solvency certificate, security deposit, Earnest Money etc. as in the case of other contractors. They are however exempted in respect of requirment of average annual turnover and works in hand at the time of first registration

(iv) This concession may be granted to those who apply for registration within five years from the date of their retirement /resignation. It is also considered that registration may not be permitted for the first 2 years after the retirement/

resignation except with the permission of Government, for Engineers of the category of Executive Engineer and above.

b) A retired member of the Armed Forces desirous of starting business as an approved contractor may be registered in Class VII or below on obtaining from him a simple application supported by a certificate of his having served in the Armed Forces and solvency certificate along with registration fees.

8 Unemployed graduates, diploma-A.M.I.E holders in civil/ electrical engineering who are domiciled in Maharashtra and have passed the qualifying examination and have obtained the degree or diploma from University/ Institution, recognised by the Director of Technical Education. Maharashtra State/ State concerned, may get themselves directly registered in Class-IV in case of Civil Engineers and in Class 'D' in case of Electrical Engineers by applying in the prescribed proforma tyo ber accompanied by the following

(a) Application in prescribed form (Appendix C')
(b) Attested copy of certificate of Degree / Diploma A.M.I.E. examination
© Domicile Certificate.
(d) Receipt of 50% amount for registration fees.
(e) Attested passport-size photograph.
(f) Certificate from the Director, Technical Education, Maharashtra State stating that the Institution conferring the Degree/Diploma in Engineering/Polytechnic, if situated out side Maharashtra State, is recognised Institution,

This concession will be available for a period of 10 years from the date of passing the respective degree or diploma examination.

The engineer registered as above, shall be exempted from the payment of (I) earnest money and (ii)| Security Deposit to the extent of 50% of what is normally due in each case. In respect of 50% of security deposit (which is required to pay) a nominal amount of 1% of the estimated cost subject to a minimum of Rs. 1q00 shall be recovered initial and the rest by a pro-rata deduction from bills.

The members who have completed Building Maintenance and Civil engineering Assistance Course from Industrial Training Institute and Vocational Training Board may get directly registered in Class – VII. They have to apply in prescribed proforma along with attested copy of –

Certificate of Particular Course.
Solvency Certificate.
Registration Fee
D) Domicile Certificate
This concession is available for a period of 10 years from passing of respective course

This concession is available for a period of 10 years from passing of respective course.

The members registered as above shall get exemption in payment of Earnest Money Deposit and Security Deposit given to Engineer as above.

9 A Labourer's Co-operative Society shall be given registration in Class-V, VI, VIII on it s applying in the prescribed from the Registrar of Co-operative Societies/ District Deputy Registrar or District Federation regarding it capacity and financial resources as prescribed for appropriate class of registration in lieu of solvency of a Banker's Certificate, a certificate of professional capacity from the Executive Engineer in whose Division it has carried out works and necessary registration fees. Such registration will be valid for a p[eriod of 5 years from the date of issue of orders provided the society remains registered with the Registrar during that period and shall be renewed on production of fresh certificate from the Registrar/ District Deputy Registrar or District Federation regarding its capacity and financial resources and a certificate of professional capacity from concerned Executive Engineer before expiry of the validity period.

10 (i) A register containing names and the addresses of the Registered Contractors shall be maintained by the Registering Authorities and the Registration Sanctioning Authorities in form prescribed in Annexure-B. Such consolidated list shall be circulated by the Registering Authorities to all Public Works and Irrigation Divisions one in a year for the fist time and subsequently the list of contractors added or deleted from the list should only be circulated from the next year.

(ii) The register shall be examined by the Registration Sanctioning Authority on the 1st July of each year and at other times, if found necessary on report of specific failure or default by a contractor, while submitting tender or during executive of work or that the financial circumstances or technical capacity of a contractor have so deteriorated that he aught to be removed from register or placed in a lower class. He may proceed to do so after calling on the contractor to state within a stated time, as to why the action as proposed should not be taken against him. The authority sanctioning the registration should take action against the contractors for their removal from the approved list or down graded to a lower class, he will not be entitled to any refund of registration fees.

II. RENEWAL :

(i) For the renewal of registration, contractors shall submit their applications in prescribed from (Annexture 'A') along with fresh solvency certificate issued not earlier than on month priod to the date of application and all other documents mentioned in Rule-3(a) above to the concerned Executive Engineer, three months prior to expiry of the validity and shall pay prescribed registration fee. The Executive Engineer should submit the proposal of renewal of

registration directly to the authority competent to sanction /renewals. It should be ensured that all the necessary documents are submitted along with the proposals.

(ii) While recommending the proposal, it should be examined that the contractor has executed a least one sizable work of the Government or Semi-Government bodies such as PWD, MHADA, MSEB, MIDC & CIDCO etc./ local bodies and registered co-operatives has fulfilled the requirement of Annual Turnover and cost of works in had. Costing of the sizable work should be more than the top limit of lower, but one class as compared to the class in which contractor is seeking renewal. While doing so turnover shall appear in the Income tax clearance certificate.

(iii) The contractor's performance certificate should be considered before granting sanction to renewal of registration.

(iv) The proposals of renewal of registration should be processed and finalised quickly as laid down in rule 3(f) above.

(v) The renewal of registration if granted by the competent authority will be valid for a further period up to 5 years and the concerned Executive Engineer should issue renewal certificate to the contractor on payment of balance of registration fees.

(vi) In order to avoid delays, the contractors shall apply for up gradation and renewal of their registration separately.

(vii) If the contractor has applied for renewal of his registration three months prior to the expiry of his registration and in case the renewal is delayed in processing, then the already eligible contractors may be allowed to tender for works by extending validity of the registration by 180 days by the Executive Engineer issuing registration. This period will not be extended further in any case.

(viii) If any contractor fails to apply for renewal of his registration in time as per (I) above, his registration should be treated as cancelled. He shall have to apply for registration De novo

12 (a) The name of contractor who has not tendered for any work and who has tendered but failed to secure any contract of this Government or Semi-Government bodies, local bodies or registered co-operatives during the period of five years from the date of registration/ renewal, should be removed from the registrar of approved contractors.

(b) In order to facilitate scrutiny by the registering authority, the contractors shll submit by 30th of April every year to the registering authority concerned in issuing registrtation/ renewal as well as the Superintending Engineer in whose Circle the contractor has tendered, executed works, an annual return ending March every year in the form prescribed in the Annexure 'D' with the remarks regarding his performance from the Executive Engineer in whose Division the contractor has tendered/ executed works shown in the return. All the Superintending Engineers concerned shall ensure that all contractors submit the prescribed return without fail on due date and transmit the return to the registering authority after proper scrutiny.

© It is likely that some contractors may omit from annual return, works where there performance is not satisfactory. The Executive Engineer concerned should ensure that whenever it is observed that the performance of contractor is not satisfactory and some action towards his down grading or removal from a particular category is necessary he shall report the matter directly to the registration/renewal Sanctioning Authority with full justification for taking necessary action against the contractor.

13 If the contractor whose name has been removed, desired to take up contracts subsequently, he should apply for re-enrolment along with all prescribed documents with payment of prescribed fees. Such application shall be considered on its merit

14 The contractor may, if he so desires, deposit the amount as per scale prescribed below with Government and secure exemption from the payment of earnest money after executing the necessary bond in the form given in Annexure 'E' a copy of which should be submitted to Government for record. The original shall be preserved carefully in the Office of the registering authority. After executing necessary bond, the Executive Engineer shall issue necessary exemption certificate to the contractor registered in a particular a category for the period upto which his registration is valid. This will exempt the contractor from payment of earnest money with each individual tender if he produces a copy of bond and certificate before the local officer whenever he tenders for works and seeks exemption :

Category	Capable of executing work of value upto	Earnest money deposit for obtaining exemption
	A – <u>GENERAL WORKS</u>	
Class-I	Without limit	Rs.5.00 lakhs
Class-II	Rs.750 lakhs	Rs.3.50 lakhs
Class-III	Rs.300 lakhs	Rs.3.00 lakhs
Class-IV	Rs.150 lakhs	Rs.2.00 lakhs
Class-IV-A	Rs. 99 lakhs	Rs.1.50 lakhs
Class-V	Rs. 50 lakhs	Rs.1.25 lakhs
Class-VI	Rs. 15 lakhs	Rs.1.00 lakhs
Class-VII	Rs. 7 lakhs	
Class-VIII	Rs. 3 lakhs	
Class-IX	Rs. 2 lakhs	

E – **ELECTRICAL WORKS**

Class-A	Without limit	Rs.1.00 lakhs
Class-B	Rs.25.00 lakhs	Rs.0.50 lakhs
Class-C	Rs.10.00 lakhs	Rs.0.30 lakhs
Class-D	Rs. 7.50 lakhs	Rs.0.20 lakhs
Class-E	Rs. 2.00 lakhs	Rs.0.15 lakhs

This deposit may be in the form of National Savings Certificate or interest bearing securities postal savings/bank pass-book etc., duly pledged for part or whole and will not be convertible to security deposit.

The Executive Engineer in-charge of work shall report telegraphically to the Executive Engineer who has issued exemption certificate when any earnest money is forfeited and the contractor shall make up that amount within ten days from the notice. In case of failure to do so, his registration shall stand cancelled and this fact shall be circulated to all the officers of the Public Works Department/Irrigation Department and other concerned Departments.

The exemption certificate one issued to the contractor, registered in a particular class will be valid upto the validity period of that registration. If the registration is renewed, fresh exemption certificate from payment of earnest money with each tender may be issued to the contractor for renewed period of registration. The refund of lump sum amount of Earnest Money deposit, if applied for by the contractor shall not be made prior to its validity period.

The contractor, upgraded to higher category is not entitled to avail the concession of payment of earnest money unless he makes payment of balance amount of deposit required for the new category and obtain fresh exemption certificate.

The amount of deposit when received in cash is creditable to the head "8336-Civil Deposit-P.W.-Deposit".

15. The work of registration of contractors or their removal or Down gradation will be in charge of territorial Public Works Divisions at Executive Engineer's level, Public Works Circle at Superintending Engineer's level, Public Works Region at Chief Engineer's level and Public Works Department, Mantralaya at Secretary's level.

16. Any contractor whose registration is rejected, cancelled or downgraded by an officer who is competent to do so, may appeal against the orders to the Secretaries' Committee at Mantralaya consisting of Secretary, Irrigation Department and Secretary, Public Works Department.

17 contractor registered in one division shall be allowed to tender for works in other divisions provided he produces a certificate of registration or renewal thereof from the originating division that he is a registered contractor in that Division for a particular category and such certificate is valid at the time of issue of tender forms.

18 In some of the partners of any registered firm desire to float a new firm and apply for registration by seeking benefit of experience gained and annual turnover by virtue of their being the partners in that firm having some percentage share to their credit, such benefit equivalent to their share can be granted to the newly floated firm for registration in appropriate class provided they retire from the First firm and produce retirement deed along with other required documents to the registering authority. It should further be verified that the classification of original firm does not get adversely affected as a result of withdrawal of a major partner. If any partner who desires to join another Company without retiring from original Company can be permitted subject to condition in that he will not claim his experience gained for registration of this new Company.